G.R.S. IX—5]

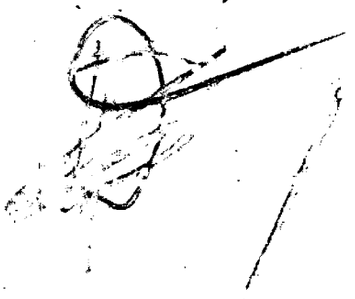
Previous references.
CB 208-22-485

1923.
(CB)

File No. 73/23

Serial Nos. 1 to 4

Later references.
CB 113-23-112
CB 125-48-6484



GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 to 4

Part B for Nov. 1923

SUBJECT

Fixing the minimum pay of Mr. Mahomed Usman, Actg. Senior Surgeon, Mysore Govt.

To: The Comptroller, Mysore Govt; Also the Financial Secretary.
The Offg. Senior Surgeon.
No. 1141-2 Dy 5-10-23

Directs that Mr. B. Mahomed Usman be allowed to draw Rs. 1250/- p.m. from 2nd May 1923 afternoon & also T.A. on the above rate of pay from the same date.

G. R. S. 59] GPB—15,000—20-12-13

GENERAL AND REVENUE SECRETARIAT.

1913.
(Forest)

File No. 39-13

Serial Nos. -14.

Papers Filed.

Month April 1914.

SUBJECT.

Report of the transfer of charges of Hon. Mr. A. Varadachari on 15-4-14

PREVIOUS REFERENCES.	LATER REFERENCES.

G. R. S. III-2]

General and Revenue Secretariat.

C. B. File No. 73 of 19 23

28

Serial No.	
1	From Mr. B. Mahomed Usman, Offg. Senior Surgeon Letter no 4.c.353-2 & 18.7.23. Request that the order declining to grant him the minimum pay, i.e. Rs 1,400 in his acting appointment may be reconsidered for reasons given. Submitted for orders. Asst 20.7.23. Mr 1st Member 23/7 620/2317
	Mr. to be considered in Council if his Excellency is disposed to vary his case. Mr 28/7.
	Please submit this Memorandum in Council. Mr 28/7 Agreed for placing before the Executive Council. Can be adopted or Memorandum dated as Officially recommended by Mr. G. Agreed / 1818

NOTE—Contn. sheet.

General and Revenue Secretariat. | C.B. File No. of 19

Serial No.

Radical changes have been made in British India in the Regulations relating to Pay and Allowances and some of these changes involve appreciable addition to expenditure. The rules themselves have been made more complex in many respects and the question which of the new principles on which the Fundmental and Subsidiary Rules have been based can be adopted by us has to be separately considered. We cannot for this reason adopt the provision in the Fundamental Rules quoted by Dr. Usman as authority for ~~permitting~~ allowing to an officiating officer the full pay of the appointment in which he officiates.

I think that in view of the responsibilities of the office of the Senior Surgeon to which are attached the duties of the Sanitary Commissioner and the Inspector-General of Prisons, the grant of a minimum rate of salary to an acting officer is a very reasonable request. As I have already suggested, the minimum may be placed at Rs.1,250. Rule 35 of the Fundamental Rules, which is also referred to by Dr.Usman, provides for cases in which the pay of an officiating officer can be fixed by Government "at an amount less than that admissible under these Rules": that is, less than the "presumptive pay" or the full pay of the appointment as provided for in Rule 31 of the same Rules. The fixing of the minimum pay of the appointment

NOTE—Contn. sheet.

4

AN EARLY
(For Disposal at ~~a~~ Meeting)

No. C. 69
1923-1924.

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

SUBJECT.

(Clause v of the schedule...)

Fixing the minimum pay of Mr. Mahomed Usman, as acting Senior Surgeon.

CIRCULATED TO THE MEMBERS OF COUNCIL.

By Order,

16th August 1923.

Chief Secretary to Government.

Extraordinary Member of Council.

12/15 17.8.23. First Member of Council. 10/8

Second Member of Council. 20.8

Third Member of Council.

G. R. S. III-2]

General and Revenue Secretariat. | C.B. File No. of 19

Serial No.

In the case of the Senior Surgeon and ex-officio Sanitary Commissioner and Inspector-General of Prisons I have proposed that the minimum salary of an acting officer may be fixed at Rs.1,250.

The pay of the Superintendent, Revenue Survey and the Conservator of Forests, is graded and rises from Rs.800 to 1,000. Acting officers may be allowed the minimum pay of Rs.800.

The pay of the Chief Engineers, Roads & Buildings, and Irrigation, is also graded and acting officers may be given the minimum pay of the grade.

As regards the Director of Geology, I do not think it is necessary, in view of the curtailed activities of the Department, to fix the minimum pay of an acting officer at Rs.1,000 which is the minimum pay of the grade in which the present permanent Director is placed. The present acting Director gets Rs.800 and I think as a minimum this rate is sufficient.

The appointments of Director of Agriculture, Chief Inspector of Mines, and Chief Electrical Engineer, are held by specialists, generally imported. It does not, therefore, seem possible to fix standard rates of pay for these posts. The fixing of minima for acting officers is also not, therefore, practicable and each case will have to be decided on its own merits.

The

NOTE—Contn. sheet.

C 69 8

Extract from the Proceedings of the 664th *Meeting of the Council of His Highness the Maharaja, held at Bangalore on the* 13th September *1923*

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62. Subject. - Clause v of the schedule.

Fixing the minimum pay of Mr. Mahomed Usman as acting Senior Surgeon.

OPINION OF THE COUNCIL.

The general question of fixing minimum pay for Heads of Departments may be deferred. Mr. Mahomed Usman may be allowed to draw Rs.1,200/- as acting Senior Surgeon, as suggested by the Financial Secretary.

(Signed) A. R. BANERJI,

Dewan of Mysore.

"EXTRACT"

Chief Secretary to Government.

2140/17-9

Memorandum noted by 1st member SFM 1823 1st member appd. [illegible]

WD 433—GPB—1,000—1-9-20

Final Note by the ~~Second~~ FIRST Member of Council.

Subject:—

FIXING THE MINIMUM PAY OF MR: MAHAMED USMAN AS ACTING SENIOR SURGEON.

Mr. Mahomed Usman has represented that as acting Senior Surgeon and Sanitary Commissioner and ex-officio Inspector General of Prisons, he is getting only an acting allowance of Rs. 280 in addition to his grade pay of Rs. 900/- as Surgeon, and requested that a special minimum pay may be fixed for the acting incumbent commensurate with the additional duties and responsibilities devolving on him. He has also referred to the Fundamental Rules issued by the Government of India, in support of his request.

Nos 2 & 3 of the office notes.

The Financial Secretary, while not being in favour of the adoption of the British Indian rules, considered the request for the grant of a minimum rate of salary a very reasonable one and suggested that Rs.1250 might be fixed as the minimum pay of an Acting Senior Surgeon &c.

G.

At the meeting of the Council held on the 22nd August last the general question of fixing the minimum pay of certain Heads of Departments, including the Senior Surgeon, was raised and the matter was referred again to the Financial Secretary.

Nos 6 & 7 of the office notes.

The suggestions of the Financial Secretary were finally considered at the last meeting of the Council and the Council are of the following

H

opinion:-

> "The general question of fixing minimum pay for Heads of Departments may be deferred. Mr. Mahomed Usman may be allowed to draw Rs. 1250/- as acting Senior Surgeon, as suggested by the Financial Secretary".

The opinion of the Council may be graciously approved.

Bangalore
17th September 1923

MEMBER OF COUNCIL

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Proposal to allow Mr. Mahomed Usman to draw Rs. 1,250/- as acting Senior Surgeon.

210

Order.

~~KRW~~
20/9/23

Chayseey

Dt. 1923

C 65

[G. R. S. III-2]

General and Revenue Secretariat. | File No. | of 192.

Serial No.

Fixing the remuneration of Mr. Mahomed Usman as acting Senior Surgeon.

(*)

31. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circulated to the Members of Council at headquarters and then sent to the Secretariat concerned for the issue of orders.

Circulated to the Members of Council for perusal of *

His Highness' orders $\frac{\text{before}}{\text{after}}$ issue of orders. (*Vide* Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure.)

Chief Secretary to Govt.

Through the Secretary to Government,

.....Department.

FIRST MEMBER OF COUNCIL. 23/9

SECOND MEMBER OF COUNCIL. 25/9

A draft order is submitted

~~THIRD MEMBER OF COUNCIL.~~ 25.9.

NOTE—Contn. sheet.

Mono WD 1335—GPB—500—16-1-23.

G. R. S. III-21

538

General and Revenue Secretariat. | File No. of 19

Serial No.

As regards acting pay, it is, I believe, intended to have effect from the beginning of the present acting period, and this will be made clear.

Art. 534 A does not seem to apply, as this is not a case of promotion, but only fixing of pay. I think the request may be sanctioned.

1st Member through)
Finl. Secy.)

29/9/23

I agree
29-9-23

I agree. He will get his pay from the date of his assuming charge of the post of Lieut. Engineer, but not the Engineered D. A.

29/9

NOTE—Contn. sheet.

G. R. S. III—3]

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record]

I have suggested
what the Inl Secy
has asked is that
he should let the
Lieut Col T. A
Richards V.C.
with respective
Effic—

by
Sqd Ldr

(or Members).

I agree that Richards pay
being paid from the date I
has assumed Command — but
~~I~~ I did not agree that
Richards ~~has~~ had. A also leave
Lucas — but I see his Financial
Secretary has agreed to it. I do
not think there is any
Reply necessary —

Draft for
Sig.

1/11

N. B.- Should routine notes be written on small slips, the notes must de copied, or slips pasted on this form.

W D 1860—GPB—1,50,000—2-5-21

G. R. S. III-2]

General and Revenue Secretariat.	C. B. File No. 73 of 1923.

Serial No.	
	Draft order is submitted. Draft 3/10/23. Chief Secretary 3/10/23
4	To The Comptroller thro' Fin. Secy. & Sty. Sen. Surg. G. O. no. 1141-2 & S. 6.10.23. Directs that Dr. B. Mukherjee woman be allowed to draw Rs 1250 per mensem from 2nd May 23 afternoon & also C. A. on the above rate do pay from the same date.

B

NOTE—Contn. sheet.

1701

CB 88

3

MYSORE MEDICAL DEPARTMENT.

In reply quote
No. 4.C.353-2

Encl. one

Telegraphic Address
"SENORGEN"

OFFICE OF THE SENIOR SURGEON,
MYSORE GOVERNMENT,
Dated Bangalore, the.....18th July.....192 3.

FROM

Dr. B. Mahomed Usman, L.M.& S.,
The Senior Surgeon with the Government of
His Highness the Maharaja of Mysore,
Bangalore.

RECD. 19 JUL 1923 CB MWA

To

K. Matthan, Esq., B.A.,
Chief Secretary to Government of
H.H. the Maharaja of Mysore, Bangalore.

SIR,

With reference to Government Order communicated in your letter No.5641-C.B. 208-22-5, dated 22nd June 1923, I have the honour to request you to be so good as to move the Government for a gracious reconsideration of their order for the reasons stated below.

The enclosed extracts from the Fundamental Rules issued by the Government of India, Finance Department, show that in the Government of India, an officer who is officiating in a post draws the presumptive pay of the post (vide, Rule 31).

In the Mysore service also, Article 67 of the Service Regulations allows the pay of the appointment or where the appointment is a graded one, the minimum pay of the appointment in the cases of Judges of the Chief Court, District Judges, Deputy Commissioners, etc. Even in the case of Taluk Officers, like the Amildars and Deputy Amildars, a special minimum pay is given to an acting incumbent, irrespective of his substantive pay. That the acting incumbent however short the acting period may be, has to undertake all the duties and responsibilities of the permanent incumbent

incumbent and maintain the dignity of the new post, is the ground, among others, on which the concessions in Art. 67 have been granted by Government, in these cases, in which there is generally a chance of the substantive pay with the usual acting allowance falling considerably below the pay or minimum pay fixed for the posts.

In most of the Civil Departments, whenever the appointment of the Head of the Department falls temporarily vacant, the acting incumbent, who is generally selected from among a 1st class Deputy Commissioner, will automatically get a salary equal to the pay of the post, Rs.1400/- In the only important technical department, besides the Medical and Sanitary, viz., the Public Works Department, in which the administrative head has to tour and keep constant correspondence with the Deputy Commissioners, the pay of the next junior officer in the Department is fixed sufficiently high so that his substantive pay with acting allowance, when he acts for the head will exceed Rs.1200/- the pay of a 1st class District Officer.

An Officer appointed to act as Senior Surgeon has the administrative charge of three important departments, viz., Medical, Sanitary and Prisions, and has to constantly correspond with, and during his tours, to meet and confer with Deputy Commissioners and District Magistrates drawing Rs.1200/- while his own salary is limited to Rs.900/- (the maximum pay of a first class Surgeon) plus an acting allowance of Rs.280/- or Rs.1180/-

Under these circumstances I respectfully urge a kind reconsideration of the question of including the post of Senior Surgeon and Sanitary Commissioner and Ex-Officio Inspector-General of Prisions under Art:67 and fixing a special minimum for the acting incumbent commensurate with the additional duties and responsibilities devolving on him. It may not be out of place to submit that in my own case the change has involved a change of station, loss of all consultative practice I had in my permanent Station, maintenance of double establishments, and the assumption of

Extracts from the Fundamental Rules issued by the

Government of India, Finance Department.

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* * * *

Definitions.

(24) Presumptive pay of a post, when used with reference to any particular Government Servant means the pay to which he would be entitled if he held the post substantively and were performing its duties; **********

Rule 30. Pay of Officiating Government Servants.

Subject to the provisions of Chapter VI, a Government servant holding one post substantively if appointed to officiate in another, may not draw enhanced pay on account of the appointment unless the officiating appointment involves the assumption of duties or responsibilities of greater importance or of a different character. This condition is not fulfilled if the two posts are on the same scale of pay.

Rule 31. Subject to the provisions of Rules 30 and 35, a Government servant officiating in a post will draw the presumptive pay of the post. If, however, the presumptive pay of the post, whether permanent or temporary, which he holds substantively is is greater than the presumptive pay of the new post, he will draw pay equal to the presumptive pay of his substantive post.

****

Rule 35. Saves the power of Local Governments to fix any pay less than the presumptive pay of the officiating post in any case.

G.R..S VI G 34]

SUBJECT..... .....

.....

.....

Diary No. of letter replied to... ....

General and Revenue Secretariat

( )

, *the* *192*

Date of issue... 26/9/23 .....

Signed by... M.T. Ramaiya .....

May this be

i Printed ?

ii treated as a standing order ? Y

iii published in the Gazette, English Part ?

iv translated ?

v placed at the disposal of the press ?

vi published in the Gazette, Kannada Part ?

Section C.B.

File No. 73/23

Serial No. 2

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read—

Govt notifn no 5019/C.B. 208-22-3 dt. 19th April 1923 appointing Mr. B. Mahomed Usman as acting Senior Surgeon during the period of Dr. Mylvaganam's absence on leave for 8 months from or after 1st May 1923.

2. Correspondence ending with letter no 4.C.353-2 dt 18th July 1923 from Mr. Mahomed Usman, ~~acting~~ Senior requesting that a special Order ~~Thereon—No~~.

minimum pay may be fixed for the acting Senior Surgeon & Samp. Comr and ex-officio Supt of Prisons commensurate with the additional duties and responsibilities devolving on him.

Order: 1056-7/C.B. 73-23-2
dt 26/9/23

The Govt are pleased to direct that Mr. B. Mahomed Usman be allowed to draw Rs 125-0-0 as acting Senior Surgeon & Surg. Cons[V] and Ex-Officio J. of Prisons.

Chief Secretary

To
~~Copy~~ The Comptroller thro' Fin. Sec[tt].
The Senior Surgeon.

List of enclosures.

Copied by

Examined by

WD 1886—GPB—1,000,00—21-12-21

G.R..S VI G 34]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

, *the* 192

Date of issue.....

Signed by.....

May this be

i Printed ?

ii treated as a standing order ?

iii published in the Gazette, English Part ?

iv translated ?

v placed at the disposal of the press ?

vi published in the Gazette, Kannada Part ?

No.

Section C.B

File No. 73-23

Serial No. 4

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read—

G.O. no 1056-7 | C.B. 73-23-2 dated 26th Sept. 1923 allowing Mr. B. Mahomed Usman to draw Rs 125-0 as acting Senior Surgeon + Sanitary Comm. and ex-officio S.G. of Prisons.

2. Letter no G.C. 35-3-4 & 29th Sept. 23 from the Ag. Senior Surgeon requesting that effect may be given to the above order from the date on which he assumed charge of the duties of the acting Senior Surgeon etc.

Order Thereon No.

Govt are pleased to direct that Mr. B. Mahomed Usman be allowed to draw a salary of Rs 125-0 per mensem from the date on which he assumed charge of the duties of the acting Senior

Surgeon : Sanitary Comr : G.H.Q. of Prisons

i.e, 2nd May 1923 afternoon.

He will also be permitted to draw Travelling allowances ~~on~~ the above rate of pay for all the journeys he performed as acting Senior Surgeon ~~attending~~ since 2nd May 1923

Chief Secretary

The Comptroller & Audr / Fin. Secrt

.. Ag. Senior Surgeon returning the enclosure received with his letter

3/10/23.

List of enclosures.

Copied by

Examined by

WD 1888—GPB—1,000,00—21-12-21